



STATE OF WISCONSIN Assembly Journal

Ninety-Fifth Regular Session

8:30 A.M.

THURSDAY, February 28, 2002

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative Duff in the chair.

Representative Foti asked unanimous consent for a quorum call. Granted.

A quorum was present.

Speaker Jensen in the chair.

The prayer was offered by Reverend Frederick Surret of the Community United Methodist Church in Brooklyn.

Representative Richards led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present – Representatives Ainsworth, Albers, Balow, Berceau, Bies, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Gronemus, Grothman, Gunderson, Gundrum, Hahn, Hebl, Hines, Huber, Hubler, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Kreuser, Krug, Krusick, La Fave, Ladwig, F. Lasee, Lassa, J. Lehman, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Meyerhofer, Miller, Montgomery, Morris–Tatum, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Plale, Plouff, Pocan, Powers, Reynolds, Rhoades, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Skindrud, Starzyk, Staskunas, Steinbrink, Stone, Suder, Sykora, Townsend, Travis, Turner, Underheim, Urban, Vrakas, Walker, Ward, Wasserman, Wieckert, Williams, Wood, Young, Ziegelbauer and Speaker Jensen – 97.

Absent with leave – Representatives Hoven and Seratti – 2.

Vacancies – None.

LEAVES OF ABSENCE

Representative Vrakas asked unanimous consent for a leave of absence for today's session for Representatives Hoven and Seratti. Granted.

SPECIAL GUESTS

Representative Musser introduced Hometown Hero Recipient Erwin Begay of the Ho Chunk Youth Marathon Team from Black River Falls, and runners Amber Dowling, Heather Hillmer, Donovan Cloud, Ashley Blackcoon and Myra Blackdeer, who addressed the members from the rostrum.

Representative Kaufert introduced Hometown Hero Recipient Katie Kaufman from Neenah, who collected Teddy Bears to give to children in need in Winnebago County. Ms. Kaufman also collected more than 3000 Teddy Bears and donated them to the children in New York struggling with the aftermath of the September 11, 2001, terrorist attack.

AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 713** offered by Representative Kedzie.

Assembly amendment 1 to **Assembly Bill 767** offered by Representative Wieckert.

Assembly substitute amendment 1 to **Assembly Bill 788** offered by committee on **Rural Affairs and Forestry**.

Assembly amendment 1 to **Assembly Bill 872** offered by Representative Krug.

COMMITTEE REPORTS

The committee on **Census and Redistricting** reports and recommends:

Assembly Bill 842

Relating to: legislative redistricting.

Passage:

Ayes: 5 – Representatives Ladwig, Leibham, Walker, Freese and Suder.

Noes: 3 – Representatives Williams, Huber and Morris–Tatum.

To committee on **Rules**.

BONNIE LADWIG

Chairperson

Committee on Census and Redistricting

ENROLLED BILLS

The following Assembly proposals, which have been approved by both the Assembly and Senate, have been enrolled by the Legislative Reference Bureau:

Assembly Bill 123
Assembly Bill 249
Assembly Bill 519
Assembly Bill 769

JOHN A. SCOCOS
Assembly Chief Clerk

SPEAKER'S COMMUNICATIONS

February 27, 2002

John A. Scocos
Assembly Chief Clerk
1 East Main Street, Suite 402

Dear Mr. Scocos:

On February 25, 2002, **Senate Bill 17** relating to: the priority of a wage claim lien, was referred to the Assembly Committee on Financial Institutions. Pursuant to Assembly Rule 42 (3)(c), I hereby withdraw **Senate Bill 17** from the Assembly Committee on Financial Institutions and re-refer that bill to the Assembly Committee on Labor and Workforce Development.

Representative Jeskewitz has been notified of this re-referral and approves.

Sincerely,
SCOTT R. JENSEN
Assembly Speaker

EXECUTIVE COMMUNICATIONS

February 27, 2002

The Honorable Scott Jensen
Speaker of the Wisconsin State Assembly
211 West, State Capitol
Madison, WI 53702

The Honorable Fred Risser
President of the Wisconsin State Senate
220 South, State Capitol
Madison, WI 53702

Dear Representative Jensen and Senator Risser:

I request that you convene a joint session of the Legislature on Tuesday, March 5, 2002, at 7:00 P.M. for the purpose of delivering the State of the State Address pursuant to Article V, Section 4 of the Wisconsin Constitution.

If this date is acceptable to you, please notify my office. Thank you in advance for your consideration.

Sincerely,
SCOTT MCCALLUM
Governor

COMMUNICATIONS

February 28, 2002

John Scocos, Assembly Chief Clerk
P.O. Box 8952
1 E. Main Street, Suite 402
Madison, WI 53708-8952

Dear John:

The vote regarding Assembly Bill 675, relating to licenses allowing the carrying of concealed weapons was taken in the early morning hours of Wednesday, February 27, 2002. I wanted to inform you that had I been present for this vote, I would have voted in favor of the proposed bill. I would appreciate it if you would so note this in the Wisconsin Assembly Records.

Thank you in advance for your consideration.

Sincerely,
SHERYL K. ALBERS
State Representative
50th Assembly District

AGENCY REPORTS

State of Wisconsin
Legislative Audit Bureau
Madison

February 27, 2002

To the Honorable, the Legislature:

We have completed a financial audit of WHA Radio, as requested by the University of Wisconsin-Extension to fulfill the audit requirements of the Corporation for Public Broadcasting. The Corporation requires audited financial statements of public broadcasting entities to determine future funding levels.

WHA Radio is licensed to the Board of Regents of the University of Wisconsin System and is operated by the University of Wisconsin-Extension. WHA Radio received over \$8.2 million in support and revenue during fiscal year 2000-01, including state support, member contributions, funding from the Corporation for Public Broadcasting, and various other grants.

Our audit report contains the financial statements and related notes for the period July 1, 2000 through June 30, 2001. We were able to issue an unqualified independent auditor's report on these statements.

We appreciate the courtesy and cooperation extended to us by University of Wisconsin-Extension staff during the audit.

Respectfully submitted,
JANICE MUELLER
State Auditor

State of Wisconsin
Legislative Audit Bureau
Madison

February 27, 2002

To the Honorable, the Legislature:

We have completed a financial audit of WHA Television, as requested by the University of Wisconsin-Extension to fulfill the audit requirements of the Corporation for Public Broadcasting. The Corporation requires audited financial statements of public broadcasting entities to determine future funding levels.

WHA Television is licensed to the Board of Regents of the University of Wisconsin System and is operated by the University of Wisconsin-Extension. WHA Television received over \$14.8 million in support and revenue during fiscal year 2000-01, including state support, member contributions, funding from the Corporation for Public Broadcasting, and various other grants.

Our audit report contains the financial statements and related notes for the period July 1, 2000 through June 30, 2001. We were able to issue an unqualified independent auditor's report on these statements.

We appreciate the courtesy and cooperation extended to us by University of Wisconsin-Extension staff during the audit.

Respectfully submitted,
JANICE MUELLER
State Auditor

LEAVES OF ABSENCE

Representative Bock asked unanimous consent for a leave of absence for part of today's session for Representatives Coggs, Shilling, Sinicki and Ziegelbauer. Granted.

MOTIONS

Representative Williams asked unanimous consent that her votes be recorded from Tuesday, February 26, on the following questions:

Shall Assembly amendment 2 to **Assembly Bill 675** be adopted? "Aye"

Shall Assembly amendment 3 to **Assembly Bill 675** be laid on the table? "Aye"

Shall Assembly amendment 1 to Assembly amendment 4 to **Assembly Bill 675** be adopted? "Aye"

Shall Assembly amendment 4 to **Assembly Bill 675** be adopted? "Aye"

Representative Shilling asked unanimous consent that her leave of absence be lifted. Granted.

Representative Vrakas asked unanimous consent that the Assembly stand recessed. Granted.

The Assembly stood recessed.

9:02 A.M.

RECESS

11:12 A.M.

The Assembly reconvened.

Speaker Pro Tempore Freese in the chair.

Representative Foti asked unanimous consent for a quorum call. Granted.

A quorum was present.

Representative Coggs asked unanimous consent that his leave of absence be lifted. Granted.

Representative Sinicki asked unanimous consent that her leave of absence be lifted. Granted.

Representative Ziegelbauer asked unanimous consent that his leave of absence be lifted. Granted.

Senate Joint Resolution 63

Relating to: creating a committee of conference on 2001 Assembly Bill 843 and 2001 Senate Bill 104, the 2001 Campaign Finance Bills.

Representative Black moved that the rules be suspended and that **Senate Joint Resolution 63** be withdrawn from the Senate message and taken up at this time.

The question was: Shall the rules be suspended and **Senate Joint Resolution 63** be withdrawn from the Senate message and taken up at this time?

The roll was taken.

The result follows:

Ayes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kaufert, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood and Young – 43.

Noes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hines, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F.

Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Skindrud, Starzyk, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert, Ziegelbauer and Speaker Jensen – 54.

Absent or not voting – Representatives Hoven and Seratti – 2.

Motion failed.

The committee on **Rules** introduced a privileged resolution.

Assembly Resolution 54

Relating to: establishing a special order of business for Monday, March 4, 2002.

By committee on Rules.

The question was: Shall **Assembly Resolution 54** be adopted?

The roll was taken.

The result follows:

Ayes – Representatives Ainsworth, Albers, Bies, Duff, J. Fitzgerald, Foti, Freese, Friske, Gard, Grothman, Gunderson, Gundrum, Hahn, Hines, Huebsch, Hundertmark, Jeskewitz, Johnsrud, Kaufert, Kedzie, Kestell, Krawczyk, Kreibich, Ladwig, F. Lasee, M. Lehman, Leibham, Lippert, Loeffelholz, McCormick, D. Meyer, Montgomery, Musser, Nass, Olsen, Ott, Owens, Petrowski, Pettis, Powers, Rhoades, Skindrud, Starzyk, Stone, Suder, Sykora, Townsend, Underheim, Urban, Vrakas, Walker, Ward, Wieckert and Speaker Jensen – 54.

Noes – Representatives Balow, Berceau, Black, Bock, Boyle, Carpenter, Coggs, Colon, Cullen, Gronemus, Hebl, Huber, Hubler, Kreuser, Krug, Krusick, La Fave, Lassa, J. Lehman, Meyerhofer, Miller, Morris–Tatum, Plale, Plouff, Pocan, Reynolds, Richards, Riley, Ryba, Schneider, Schooff, Sherman, Shilling, Sinicki, Staskunas, Steinbrink, Travis, Turner, Wasserman, Williams, Wood, Young and Ziegelbauer – 43.

Absent or not voting – Representatives Hoven and Seratti – 2.

Motion carried.

Assembly Bill 842

Relating to: legislative redistricting.

Assembly Bill 842 was made a special order of business at 9:00 A.M. on Monday, March 4, 2002, pursuant to **Assembly Resolution 54**.

CALL OF THE ASSEMBLY

Representative Vrakas requested a call of the Assembly. There were sufficient seconds.

The Sergeant-at-Arms was directed to close the doors and the Chief Clerk to call the roll.

The Chief Clerk reported that all members of the Assembly were present. Under Assembly Rule 87, the Call of the Assembly was lifted.

ANNOUNCEMENTS

Representative Sykora asked unanimous consent that the Assembly adjourn in honor of Ken Nyhus from Bloomer, for his respect of the voting process. Granted.

Representative Pettis asked unanimous consent that the Assembly adjourn in honor of four heroes from Grantsburg, Rachel and Mariah Anderson and Cari and Carissa Skifstad, who saved Kara and Nathan Anderson after they fell through the ice. Granted.

Representative Coggs asked unanimous consent that the Assembly adjourn in honor of his daughter Mariama A. Coggs, who celebrated her birthday on February 25. Granted.

Representative Ainsworth asked unanimous consent that the Assembly adjourn in honor of University of Wisconsin-Madison Men's Basketball Head Coach, Bo Ryan, and the team for winning the Big Ten Championship. Granted.

Representative Hundertmark asked unanimous consent that the Assembly adjourn in honor of her daughter, Kristin Hundertmark, who celebrated her 19th birthday today. Granted.

Representative Suder asked unanimous consent that the Assembly adjourn in honor of his niece, Kelly Stauske from Colby, who will be six years old on March 4. Granted.

REFERENCE BUREAU CORRECTIONS

Assembly Bill 813

1. Page 1, line 2: substitute "antlerless" for "anterless".
2. Page 2, line 4: substitute "antlerless" for "anterless".

VISITORS

During today's session, the following visitors honored the Assembly by their presence and were welcomed by the presiding officer and the members:

Kelly Merkel from Marshfield, guest and intern of Representative Lippert.

Camille Solberg, Spanish Teacher and Greg Bosma, Civics Teacher from the Fond du Lac Christian School in North Fond du Lac, guests of Representative Townsend.

ADJOURNMENT

Representative Foti moved that the Assembly stand adjourned until 10:00 A.M. on Tuesday, March 5.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

12:30 P.M.